



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

May 14, 2013

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

60 May 14, 2013

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

**AWARD OF VARIOUS PUBLIC WORKS CONSTRUCTION CONTRACTS
IN THE UNINCORPORATED COMMUNITIES OF
AVOCADO HEIGHTS, VIEW PARK, AND WINDSOR HILLS
(SUPERVISORIAL DISTRICTS 1 AND 2)
(3 VOTES)**

SUBJECT

This action is to award public works construction contracts and authorize the Director of Public Works or her designee to execute construction contracts for work in the unincorporated communities of Avocado Heights, View Park, and Windsor Hills.

IT IS RECOMMENDED THAT THE BOARD:

Award and authorize the Director of Public Works or her designee to execute construction contracts and establish the effective dates following receipt of approved Faithful Performance and Labor and Material Bonds and insurance certificate filed by the contractors for the following:

- Project ID No. RDC0014823 – Avocado Heights Multiuse Trail, for storm drain, roadway, and parkway improvements, in the unincorporated community of Avocado Heights, to C.S. Legacy Construction, Inc., in the amount of \$4,048,400; and
- Project ID No. RDC0015611 – Olympiad Drive, et al., for resurfacing of roadway pavement and construction of sidewalk, driveways, curb and gutter, curb ramps, and cross gutters, in the unincorporated communities of View Park and Windsor Hills, to Sequel Contractors, Inc., in the amount of \$2,345,680.40.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is to obtain approval of the projects from the Board, to award these construction contracts and authorize the Director of Public Works or her designee to execute the contracts and establish the effective contract dates following receipt of approved Faithful Performance and Labor and Material Bonds and insurance certificates filed by the contractors for each of these projects.

On February 12, 2013, Agenda Items 30 and 31, the Board approved the projects; adopted the plans and specifications; called for bids to be received on March 12, 2013; and instructed the Executive Officer of the Board of Supervisors to advertise the projects.

The project descriptions, call for bids and bid opening dates, tabulation of bids, and financial information are included in the enclosures for each respective project. The certified record of receipt of bids and the original bid proposals for each project are also enclosed.

The recommended award of construction contracts are necessary to execute Board-directed and approved Department of Public Works projects in support of operational missions. The Board's approval of the recommended contract awards and the subsequent execution of the contracts will ensure the timely completion of the projects.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provisions of Operational Effectiveness (Goal 1) and Integrated Services Delivery (Goal 3). Awarding these contracts will provide improved infrastructure to better serve the public and enhance the quality of life in the affected communities.

FISCAL IMPACT/FINANCING

These actions will have no impact to the County General Fund.

The enclosures for each project include the amount of the recommended contract as compared with the engineer's estimate, the other bids received, and more detailed fiscal and financial information.

Sufficient funds for Project ID No. RDC0014823 are included in the First Supervisorial District's Road Construction Program, including \$1,112,000 in the Fiscal Year 2012-13 Measure R Local Return Fund Budget and \$5,898,000 in the Road Fund Budget. The Road Fund will be reimbursed with \$4,000,000 from the Fiscal Year 2012-13 Public Works General Fund Budget. The source of the General Fund revenue includes \$200,000 from the Avocado Heights Benefit Trust, \$800,000 from the Puente Hills Landfill Community Benefit and Environmental Education Trust Fund, and \$3,000,000 from the First Supervisorial District General Fund.

Sufficient funds for Project ID No. RDC0015611 are included in the Second Supervisorial District's Road Construction Program in the Fiscal Year 2012-13 Measure R Local Return Fund Budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The contract agreements will be in the form previously reviewed and approved as to form by County Counsel. The recommended contracts were solicited on an open-competitive basis and are in accordance with applicable Federal, State, and County requirements. The contractors are in compliance with the Chief Executive Officer's and the Board's requirements.

The award of these contracts will not result in unauthorized disclosure of confidential information and will be in full compliance with Federal, State, and County regulations. These contracts contain terms and conditions supporting the Board's ordinances, policies, and programs including, but not limited to: the County of Los Angeles' Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code, Chapter 2.202; the County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; and Defaulted Property Tax Reduction Program Ordinance, Los Angeles County Code, Chapter 2.206; Local Business Enterprise Preference Program, Los Angeles County Code, Chapter 2.204; and the standard Board directed clauses that provide for contract termination or renegotiation.

The State Public Contract Code requires the County to award construction contracts to a responsible contractor with the lowest responsive bid, which is defined as the firm that: (1) submits the bid with the lowest cost; (2) is deemed by the County to be responsive to specific criteria under the solicitation including, but not limited to, licensure, bonding, and insurance requirements; and (3) is determined by the County to be a responsible bidder by exhibiting the capability, capacity, experience, trustworthiness, and financial wherewithal to perform the work required under the bid solicitation.

To ensure the contracts are awarded to a responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with the County complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by each respective contractor was considered before making this recommendation to award.

The plans and specifications include the contractual provisions, methods, and material requirements necessary for these projects and are on file with Public Works.

ENVIRONMENTAL DOCUMENTATION

Each of these projects was found to be categorically exempt from the provisions of the California Environmental Quality Act at the time the Board called for bids. The specifics of these findings are included in the enclosures for each project.

CONTRACTING PROCESS

The contracts were solicited on an open-competitive basis in accordance with the provisions of the State Public Contract Code.

The State Labor Code requires contractors to pay prevailing wage rates to all persons employed on public works construction contracts. These rates are determined by the Department of Industrial Relations and include contributions for fringe benefits such as vacations, pension funds, training, and

health plans for each employee.

To further increase contractor awareness of contracting opportunities with Public Works, these projects were listed on the County website for upcoming bids. Public Works will review and approve the Faithful Performance and payment bonds filed by the contractors.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

These construction contracts will result in improved public works infrastructure in the communities where the work is scheduled.

CONCLUSION

Please return one adopted copy of this letter to the Department of Public Works, Construction Division.

Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER

Director

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Enclosures

c: Chief Executive Office (Rita Robinson)
County Counsel
Executive Office
Internal Services Department (Countywide
Contract Compliance)

AWARD OF CONTRACT
May 14, 2013

PROJECT ID NO. RDC0014823 – Avocado Heights Multiuse Trail, (in the unincorporated community of Avocado Heights), Supervisorial District 1.

TYPE OF WORK: Storm drain, roadway, and parkway improvements and the performance of other appurtenant work.

CALL FOR BIDS DATE: February 12, 2013 (Agenda Item 30)

BID OPENING DATE: March 12, 2013

BID SUMMARY:

Low	C.S. Legacy Construction, Inc. 13263 Yorba Avenue Chino, California 91710 (909) 590-2626	\$4,048,400.00
2	GRFCO, Inc.	\$4,173,475.90
3	E. C. Construction Company, Inc.	\$4,207,832.96
4	Yakar	\$4,321,677.44
5	Sully-Miller Contracting Company	\$4,437,945.58
6	Excel Paving Company	\$4,526,730.31
7	Environmental Construction, Inc.	\$4,655,297.25
8	Los Angeles Engineering, Inc.	\$4,751,441.25
9	Gentry Brothers, Inc.	\$4,805,237.45
10	Mike Bubalo Construction Company, Inc.	\$5,240,084.25

G 2 K Construction, Inc., submitted a bid of \$5,592,686.14; however, it did not use the amended Schedule of Prices that was sent with Addendum No. 1. Therefore, its bid was considered nonresponsive and rejected as provided in the Instructions to Bidders.

FINANCIAL INFORMATION:

Amount of estimate including the consultant services agreement	\$5,691,465.75
Amount of consultant services agreement	\$ 10,000.00
Amount of recommended contract*	\$4,038,400.00
Amount of recommended contract and consultant services agreement below the estimate	\$1,643,065.75

The amount of the recommended contract and the consultant services agreement is 29 percent below the estimate.

*On February 12, 2013, Agenda Item 30, the Board authorized the Director or her designee to award and execute a consultant services agreement for \$10,000. The amount of \$4,038,400 represents the amount of the lowest responsive bid with the cost of the consultant services agreement subtracted from it.

The total project cost is estimated to be \$7,010,000. In addition to the construction contract cost, the total project cost includes environmental clearance, plans and specifications, consultant services, survey, right-of-way and utility clearance, materials testing, inspection, contract administration, change order contingency, and other County services.

Financing for this project is provided for in the First Supervisorial District's Road Construction Program, including \$1,112,000 in the Fiscal Year 2012-13 Measure R Local Return Fund Budget and \$5,898,000 in the Road Fund Budget. The Road Fund will be reimbursed with \$4,000,000 from the Fiscal Year 2012-13 Public Works General Fund Budget. The source of the General Fund revenue includes \$200,000 from the Avocado Heights Benefit Trust, \$800,000 from the Puente Hills Landfill Community Benefit and Environmental Education Trust Fund, and \$3,000,000 from the First Supervisorial District General Funds.

ENVIRONMENTAL IMPACT:

On November 16, 2010, Agenda Item 17, the Board approved the environmental document for this project. The Negative Declaration found that the project will not have a significant effect on the environment in accordance with the provisions of the California Environmental Quality Act.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 120 working days. It is estimated the work will start in August 2013 and be completed in February 2014.

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AWARD OF CONTRACT
May 14, 2013

PROJECT ID NO. RDC0015611 – Olympiad Drive, et al., (in the unincorporated communities of View Park and Windsor Hills), Supervisorial District 2.

TYPE OF WORK: Resurfacing of roadway pavement; construction of sidewalk, driveways, curb and gutter, curb ramps, and cross gutters; and the performance of other appurtenant work.

CALL FOR BIDS DATE: February 12, 2013 (Agenda Item 31)

BID OPENING DATE: March 12, 2013

BID SUMMARY:

Low	Sequel Contractors, Inc. 13546 Imperial Highway Santa Fe Springs, California 90670 (562) 802-7227	\$2,345,680.40
2	Sully-Miller Contracting Company	\$2,428,996.60
3	All American Asphalt	\$2,540,469.00
4	Excel Paving Company	\$2,588,315.25
5	C.A. Rasmussen, Inc.	\$2,762,130.70
6	Shawnan	\$2,914,027.10

Bannaoun Engineers Constructors Corporation submitted a bid of \$1,893,307.65; however, it requested relief of its bid due to a clerical error resulting in a significant underbid. Our review confirmed that a bonafide clerical error was made and Bannaoun Engineers Constructors Corporation should be relieved of its bid as provided in the contract documents.

FINANCIAL INFORMATION:

Amount of estimate	\$2,631,926.25
Amount of recommended contract	\$2,345,680.40
Amount of recommended contract below estimate	\$ 286,245.85

The amount of the recommended contract is 11 percent below the estimate.

Financing for this project is included in the Second Supervisorial District's Road Construction Program in the Fiscal Year 2012-13 Measure R Local Return Fund Budget.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

Sequel Contractor's Inc., has no MWBE subcontractors/suppliers under this contract.

ENVIRONMENTAL IMPACT:

On February 12, 2013, Agenda Item 31, the Board found this project to be categorically exempt from the provisions of the California Environmental Quality Act.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 125 working days. It is estimated the work will start in June 2013 and be completed in December 2013.

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